

**AN ORDINANCE BY
CITY UTILITIES COMMITTEE**

AN ORDINANCE RESCINDING ORDINANCE NUMBER 09-O-0660 ADOPTED BY COUNCIL ON DECEMBER 7, 2009 AND APPROVED BY THE MAYOR ON DECEMBER 15, 2009 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2010 BUDGET (5057) (2001 WATER AND WASTEWATER FUND) IN THE AMOUNT OF TWELVE MILLION TWO HUNDRED SIXTY NINE THOUSAND SEVEN HUNDRED THIRTY FIVE DOLLARS AND TWENTY ONE CENTS (\$12,269,735.21); TO TRANSFER FUNDS FROM THE COMPLETED, REALIGNED, POSTPONED OR DISCONTINUED PROJECTS TO THE CAPITAL PROJECTS RESERVE FOR APPROPRIATIONS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta owns and operates a water and wastewater system; and

WHEREAS, the City of Atlanta, Department of Watershed Management has requested rescinding 09-O-0660 because the decision has been made not to reprogram these funds; and

WHEREAS, these funds should remain in the projects identified in ordinance 09-O-0660.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

Section 1: That Ordinance 09-O-0660 is hereby rescinded.

Section 2: That all ordinances and parts of ordinances in conflict with the terms contained herein are hereby waived to the extent of the conflict.

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: City Utilities

Caption: AN ORDINANCE RESCINDING ORDINANCE NUMBER 09-O-0660 ADOPTED BY COUNCIL ON DECEMBER 7, 2009 AND APPROVED BY THE MAYOR ON DECEMBER 15, 2009 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2010 BUDGET (5057) (2001 WATER AND WASTEWATER FUND) IN THE AMOUNT OF TWELVE MILLION TWO HUNDRED SIXTY NINE THOUSAND SEVEN HUNDRED THIRTY FIVE DOLLARS AND TWENTY ONE CENTS (\$12,269,735.21) TO TRANSFER FUNDS FROM THE COMPLETED, REALIGNED, POSTPONED OR DISCONTINUED PROJECTS TO THE CAPITAL PROJECTS RESERVE FOR APPROPRIATIONS; AND FOR OTHER PURPOSES.

Council Meeting Date: March 1, 2010

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: *The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.*

The purpose of this legislation is to authorize rescinding Ordinance 09-O-0660 amending the FY 2010 Budget (2001 Water and Waster Fund 5057 in the amount of \$12,269,735.21 to transfer funds from completed, realigned, postponed or discontinued projects to the Capital Projects Reserve for Appropriations. The Department of Watershed Management has requested rescinding 09-O-0660 as the decision has been made not to reprogram these funds.

2. Please provide background information regarding this legislation.

Example: *The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.*

The Department of Watershed Management is seeking to rescind ordinance 09-O-0660 as the decision has been made not to reprogram these funds.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc):

- (b) Source Selection: N/A
- (c) Bids/Proposals Due: N/A
- (d) Invitations Issued: N/A
- (e) Number of Bids: N/A
- (f) Proposals Received: N/A
- (g) Bidders/Proponents: N/A
- (h) Term of Contract: N/A

4. Fund Account Center (Ex. Name and number):

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant* Renewal and Extension Fund General Reserve (5052)

6. Fiscal Impact: N/A

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.***
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.***

This Legislative Request Form Was Prepared By: Ann Crim

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: Chief of Staff

Dept.'s Legislative Liaison: _____ **Maisha L. Wood** _____

Contact Number: _____ **(404) 330-6887** _____

Originating Department: _____ **Department of Watershed Management** _____

Committee(s) of Purview: _____ **City Utilities Committee** _____

Chief of Staff Deadline: _____ **February 9, 2010** _____

Anticipated Committee Meeting Date(s): _____ **February 23, 2010** _____

Anticipated Full Council Date: _____ **March 1, 2010** _____

Legislative Counsel's Signature: _____

Commissioner Signature: _____

Chief Procurement Officer Signature: _____ **n/a** _____

CAPTION

AN ORDINANCE RESCINDING ORDINANCE NUMBER 09-O-0660 ADOPTED BY COUNCIL ON DECEMBER 7, 2009 AND APPROVED BY THE MAYOR ON DECEMBER 15, 2009 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2010 BUDGET (5057) (2001 WATER AND WASTEWATER FUND) IN THE AMOUNT OF TWELVE MILLION TWO HUNDRED SIXTY NINE THOUSAND SEVEN HUNDRED THIRTY FIVE DOLLARS AND TWENTY ONE CENTS (\$12,269,735.21) TO TRANSFER FUNDS FROM THE COMPLETED, REALIGNED, POSTPONED OR DISCONTINUED PROJECTS TO THE CAPITAL PROJECTS RESERVE FOR APPROPRIATIONS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$12,269,735.21

Mayor's Staff Only

Received by CPO: _____ **Received by LC from CPO:** _____
(date) (date)

Received by Mayor's Office: 2.11.10 **Reviewed by:** [Signature] 2/22/10
(date) (date)

Submitted to Council: _____
(date)